



महाराष्ट्र शासन राजपत्र

भाग चार-क

वर्ष ६, अंक ११]

गुरुवार ते बुधवार, ऑगस्ट २८-सप्टेंबर ३, २०१४/भाद्र ६-१२, शके १९३६

[पृष्ठे १०

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प्राधिकृत प्रकाशन

महाराष्ट्र शासनाव्यतिरिक्त इतर वैधानिक प्राधिकाऱ्यांनी तयार केलेले (भाग एक, एक-अ व एक-ल यांमध्ये प्रसिद्ध केलेले वैधानिक नियम व आदेश यांम्यतिरिक्त इतर) वैधानिक नियम व आदेश ; यात भारत सरकार, उच्च न्यायालय, पोलीस आयुक्त, आयुक्त (राज्य उत्पादन शुल्क), जिल्हा दंडाधिकारी व निवडणूक आयोग, निवडणूक न्यायाधिकरण, निवडणूक निर्णय अधिकारी व निवडणूक आयोगाखालील इतर प्राधिकारी यांनी तयार केलेले वैधानिक नियम व आदेश यांचा समावेश होतो.

MAHARASHTRA PUBLIC SERVICE COMMISSION

Rules of Procedure

No. ROP/2005/II Preamble.—The Maharashtra Public Service of Commission framed the Rules of Procedure in the year 1981 to regulate its internal procedure of work. These rules of Procedure were revised at the instance of the Union Public Service Commission so as to have uniform pattern all over the country and to accommodate the relevant judgments of the various Courts of law. After the revised Rules of Procedure came into being on 20th October, 2005 several amendments were made to the said Rules of Procedure over the period of time, so as to make the functioning of the Commission more transparent, impartial, rational, reasonable, fare and equitable. Incorporating all these modifications and in supersession of all the previous rules the Maharashtra Public Service Commission in exercise of its functions as stipulated in article 320 of the Constitution of India hereby makes and adopts the following rules of procedure to regulate its internal procedure of work.

1. *Short Title and Commencement.*— (1) These rules may be called The Maharashtra Public Service Commission Rules of Procedure, 2014.

(2) These rules shall come into force on 16th day of May, 2014.

2. *Definitions.*— In these rules, unless there is anything repugnant in the subject and context :—

(1) “*Chairman*” means the Chairman of the Maharashtra Public Service Commission ; and includes a person appointed by the Governor by virtue of clause 1(A) of Article 316 of the Constitution for discharging the function of Chairman.

(2) “*Commission*” means the Maharashtra Public Service Commission ;

(3) “*Constitution*” means the Constitution of India ;

(4) “*Controller of Examinations*” means the Deputy Secretary and Controller of Examinations in the office of the Commission ; or any other officer who is entrusted with the responsibility of the said post by the Chairman.

(5) “*Examination Committee*” means the Committee constituted under Rule 6.3 (ii) ;

(6) “*Examiner*” means and includes paper setters, scrutinizers, evaluators and moderators as appointed for examination by the Commission.

(7) “*Government*” means the Government of Maharashtra ;

(8) “*Governor*” means the Governor of Maharashtra ;

(9) “*Gazette*” means the Maharashtra Government Gazette ;

(10) “*Interview Committee*” means the Committee constituted under Rule 6.3 (iii)

(11) “*Member*” means a Member of the Maharashtra Public Service Commission and includes the Chairman or Acting Chairman thereof ;

(12) “*Secretary*” means the Secretary to the Maharashtra Public Service Commission ;

(13) “*Screening Committee*” means the Committee constituted under Rule 6.3 (i)

3. *Allocation of work.*—The work coming before the Commission shall be dealt with either by the Commission or by the Chairman or by a Committee of one or more Members formed by the Chairman or by the Commission as provided in these rules.

4. *Matters to be decided by the Commission.*—The following matters shall be decided by the Commission—

(1) Any case in which a decision is required to be taken regarding the formulation of a new policy of the Commission in respect of any matter coming before it or the variation, modification or revision of the policy earlier decided upon ;

(2) Any case in which a decision is required to be taken on the general principles to be adopted in the matter of Appointment by Promotion, Transfer or Nomination, including laying down qualifications required to be fulfilled by the candidates for such a Promotion, Transfer or Nomination ;

(3) Any case in which a decision is required to be taken regarding framing of Schemes for holding a Competitive Examination for Recruitment or Departmental Examinations or their modification ;

(4) Any case in which a decision is required to be taken on framing of Rules or Regulations connected with the Commission or their powers or the conduct of their business ;

(5) The Annual Report of the Commission ;

(6) Any matter which the Chairman or any Member may, like to place before the Commission for decision or for formulating the views of the Commission thereon ;

(7) A. Preparation of Panels of Examiners and Advisers ;

B. Preparation, approval and maintenance of a panel of the retired Members / Chairpersons of Maharashtra Public Service Commission for the purpose as provided for under rule 10.

(8) Blacklisting of or any other Punitive Action against any applicant for a post advertised by the Commission.

(9) Withdrawal of names of candidates recommended to any posts on account of their misconduct in violation of the Commissions Instructions ;

(10) All the matters of the Commission shall be decided either by circulation or in a Meeting of the Commission. However, if any Member desires that a particular matter should be decided in a Meeting of the Commission then that matter shall be so decided in the Meeting of the Commission.

5. *Matters to be decided by the Chairman.*—The following matters shall be decided by the Chairman :—

(1) All matters pertaining to the Administration of the Commission's office, except those which are within the competence of the Secretary, the matters decided by the Secretary being submitted to the Chairman for information and approval ;

(2) Constitution or reconstitution of Committees of one or more Members including the Chairman and assigning or reassigning to each Committee specific items of work, Committees so formed to remain in operation till reconstituted by the Chairman ;

(3) Advertisement and Notifications for Recruitment to the posts within the purview of the Commission specifying the prescribed application fee for rechecking, mode of payment of such a fee etc. therein and the newspapers in which they are to be published ;

(4) Matters relating to the Competitive and Departmental Examinations, except those referred to in Sub-rule (3) of Rule 4.

(5) Experts to be invited to assist the Commission, or the Interview Committee at the time of interviews ;

(6) Appointment of Examiners ;

(7) Venue of the Examinations conducted by the Commission ;

(8) Dates of interview of candidates for posts advertised by the Commission ;

(9) The Chairman may assign any of the above matters either to a Member or a Committee/s.

6. *Matters to be decided by the Committees.*—(1) The Committee constituted under rule 5 (2) shall, if it consists of more than one Member, decide the work, assigned to such a Committee by the Chairman under the said Rule, generally by circulation of the relevant papers among the Members of the Committee.

(2) Where any Member desires the matter under circulation to be discussed in a Meeting of the Committee, the same shall be so discussed and a decision taken. The decision of the Committee shall thereafter be circulated to the remaining Members of the Commission for their approval. If any such Member disagrees with the decision of the Committee, the matter shall be decided by the Commission.

(3) *The Chairman may appoint.*—

(i) A Screening Committee consisting of one or more members for discharge of functions in pursuance of Rule -5(2) of these regulations.

(ii) An Examination Committee consisting of one or more Members for discharging functions in pursuance of Rule 5(2) of these regulations.

(iii) An Interview Committee consisting of one or more Members for discharge of functions in pursuance of Rule 5(2) of these regulations.

7. *Mode of Recruitment.*—(A) The Commission on receipt of a requisition from the Government, in respect of the posts to be filled up shall adopt any one of the following methods for recruitment, viz—

(I) Competitive Examination.

(II) Direct recruitment.

(III) Limited Departmental Competitive Examination.

(I) Competitive Examination :

A Competitive Examination may consist of any one or more of the following *viz.*

- (i) Written Preliminary Examination,
- (ii) Written Main Examination,
- (iii) Physical Test,
- (iv) Interview.

(II) Direct recruitment :

Shall consist of any one of the following :—

- (i) Interviews only when the number of eligible applicants is within the proportion prescribed under the provision of Rule 9 (i).
- (ii) Shortlisting of candidates by applying suitable criteria and thereafter by interview of the shortlisted candidates.
- (iii) Screening test of the candidates followed by interview.

(III) Limited Departmental Competitive Examination :

A Limited Departmental Competitive Examination shall be held as provided for in the Rules of Recruitment for that post and selection of the candidates shall be so done solely on the basis of such an examination without holding interviews.

B. If it is required to delete a question from any Preliminary / Main /Screening / Departmental examination for any reason whatsoever marks allocated for the question shall be reduced from the total maximum marks for that paper and the percentages for that particular paper, subject or examination, as the case may be, shall be deduced on the basis of such reduced maximum marks.

8. *Recruitment based on Competitive Examination.*—(i) The Commission may hold a Preliminary Examination with a view to shortlist candidates who will then appear for the Main Examination. The shortlisting will be done based on merits of the candidates, in their respective category and the number of vacancies for that category.

(ii) The cut-off line of marks shall be fixed in such a manner that the number of candidates available for the main examination shall be 8 times the total posts available for recruitment. The cut-off line of marks so fixed shall be brought down so as to have candidates **10 times** the number of vacancies, in each of the categories. However, candidates so additionally qualified for the main examination shall be eligible for selection for the posts from their respective reserved categories only.

(iii) The marks of this preliminary examination shall be counted only for the purpose of shortlisting of candidates and will not be counted while drawing the final merit list

(iv) The Commission shall conduct main written examination in accordance with the prescribed examination scheme.

(v) The number of candidates to be shortlisted for the interview shall be **3 times** the number of vacancies in the respective categories.

(vi) The candidates securing minimum **35 percentile** marks in open category, **30 percentile** marks in the backward class category, **20 percentile** marks in the meritorious sports persons category and physically handicapped category in the Main examination shall only be considered to be called for the interview. The candidates to be shortlisted under physically handicapped category or meritorious sports persons category shall be eligible to avail only one facility, either as physically handicapped or as meritorious sports persons. Similarly candidates belonging to Ex-Service men category securing minimum **20% percentile** in the main examination shall only be called for interview. They shall also be able to avail only one facility either as that for Ex - Service men, Physically handicapped or that for meritorious sports persons.

However, the total number of candidates to be called for interview for a category shall not exceed **three** times the number of vacancies reserved for that particular category :

Provided that the number of candidates to be called for the interview for a particular category may exceed three times the number of vacancies of that category only in the contingency that more candidates secure equal cut-off percentile.

Explanation.—“*Percentile*” means the percentage of marks arrived by treating the marks of the candidate/candidates securing highest marks in that particular main examination as 100%.

Notwithstanding anything contained in the text above, if the number of candidates available for interview are less than the number of vacancies reserved for that particular category for the reason that the adequate number of candidates could not secure minimum percentile marks prescribed for the particular category, the Commission may for such an examination consider to reduce the minimum percentile prescribed to the extent that at least candidates equal in number to the vacancies reserved for that particular category are available.

(vii) The marks secured by these eligible candidates in the main examination shall be counted for the final result.

(viii) For certain recruitment, the physical test may have to be held. Passing in the physical test in accordance with the scheme shall be obligatory. Where such physical test is to be conducted, the number of candidates shortlisted for physical test, shall be **four times** the number of vacancies. The candidates who do not pass the physical test shall not be called for the interview.

9. *Direct Recruitment.*—(i) The number of candidates to be shortlisted for the interview shall be as follows :—

No. of posts advertised	No. of candidates to be called for interview
1	5
2	8
3 and more	3 times

However, in cases of isolated posts at the State level i.e. Directors of field department etc. which are equivalent to the grade of Joint Secretary in Mantralaya or above, the Commission may decide from time to time, the number of candidates to be called for the interview. The number of candidates to be shortlisted for interview shall not exceed **10 times** the number of such vacancies, in any case.

(ii) If the number of candidates found eligible after scrutiny are less than the proportion mentioned herein above in clause (i) all such eligible candidates shall be called for the interview.

(iii) If some of the candidates having called, either do not turn-up for the interviews or are found ineligible on verification of their original documents or fail to produce relevant documents and hence do not qualify for the interview, it shall not prevent the Commission from conducting the interviews of only the eligible candidates from amongst those called for the interview.

(iv) If the candidates once called for the interview, fail to produce the original documents for verification or are found to have made false, incorrect, excessive, misleading claims in their application, on the basis of which they were called for the interview, they shall be liable to be debarred from appearing in any of the examinations or applying for any vacancy published by the Commission.

(v) In case, the response to the advertisement exceeds the proportion laid down in Rule 9(i) above, the Commission may apply criteria for shortlisting of the candidates for interview as follows :—

(a) Whenever there is a provision for a preferential academic qualification or experience in the rules of recruitment of the post it shall be accorded the highest priority while shortlisting the candidates for interview.

(b) For the posts prescribing only minimum educational qualifications without experience, preference shall thereafter be given to the higher academic qualification. A higher academic qualification means, an educational qualification above the one that has been sought as a minimum academic qualification in the very same field i.e. when graduation is the minimum qualification, post graduation of that graduation stream shall be considered to be the next higher qualification, so however that every diploma or degree gained subsequent to the basic relevant graduation shall not be deemed to be a higher qualification :

Provided that M.Phil or equivalent degree, Ph.D. or equivalent qualification under any other nomenclature recognized by the competent authorities shall be construed as the next higher level academic qualification after the post graduation in ascending order :

Provided further that whenever the professional degrees (like B.Ed.etc) have been sought along with the basic graduation, they will not be regarded as higher academic qualifications for the purpose of short listing, though the higher professional degrees than the minimum required shall be treated as higher academic qualifications only after all the higher academic qualifications mentioned herein above are exhausted for short listing :

Provided also that no preference shall be accorded to any other additional degree, diploma or such other academic qualifications which are not relevant to the basic stream of minimum academic qualification asked for.

(c) The preferences mentioned above shall be applied in a sequential order till the prescribed ratio of short listing in the rule 9(i) is reached.

(d) For the posts prescribing minimum academic qualifications together with minimum experience, the criterion of higher experience than the minimum prescribed shall be applied after the preferential qualification for short listing and if the ratio is not reached, then only the criterion of higher academic qualification as provided for in clause (b) above shall be invoked.

(e) In the contingency that the ratio still remains higher after exhausting the procedure laid down above, the candidates having higher class, grade or percentage in that order in the basic graduation (minimum academic qualification) shall be shortlisted.

If the ratio still remains higher then the class grade or percentage in the higher academic qualification shall be taken into consideration.

(vi) If the response to the advertisement is so large that application of such a criteria to shortlist candidates for interview is not possible the Commission may decide to hold a screening test. Based on the merit of the performance in such a test the candidates will be shortlisted, the proportion being the same as mentioned in Rule 9 (i) above.

(vii) In every case where the Commission decides to hold a screening test, the Commission may also prescribe the syllabus, type and the number of questions, duration of the test, the marking system etc.

(viii) Whenever a screening test is held for selection by direct recruitment for the post/cadre which is :—

- (a) the lowest feeder / entry level, or
- (b) not specifying special qualifications, or
- (c) not seeking experience.

the marks of the screening test shall be considered only for short listing of the candidates and final recommendation shall be made on the basis of the marks obtained by the candidates in the interview / viva voce and for all other selections by direct recruitment to the posts/cadre other than those specified in a,b,c above, if a screening test is held the marks of the screening test shall be considered for final recommendation, so however that, the marks allocated for interview shall not exceed **25%** of the marks allocated for the screening test :

Provided that the Commission shall determine as to which of the types mentioned above, a Screening Test falls in and notify accordingly before the conduct of the Screening Test :

Provided further that, if any question arises as to the type in which a particular Screening Test falls, the decision of the Commission shall be final.

(ix) Notwithstanding anything contained in these rules, only those candidates securing **at least 41% marks** in the interview/viva voce conducted for all types of direct recruitment shall be eligible for final recommendation :

(x) Provided that in respect of the direct recruitment where marks of the screening tests are required to be considered for the recommendation, the final merit list shall be drawn for each category by adding marks obtained in the Screening Test by such eligible candidates to the marks secured by them in the interview/viva voce and in respect of all the other direct recruitments only on the basis of the marks obtained by such eligible candidates in interview/viva voce for each category.

Note.—In this clause word “category” means and includes the reserved categories prescribed for vertical and lateral reservations by the Government.

10. *Appointment of Interview Committee and declaration of result.*—(1) For the purpose of conducting interview of the candidates shortlisted, the Chairman may constitute an Interview Committee consisting of the Chairman and/ or one or more Members.

(2) The Chairman may evolve / adopt any method as he deems fit to maintain the secrecy of the Interview Committee from the prospective candidates and vice-versa.

(3) The Chairman, and where he is not a Member of the Committee, the Senior most Member shall be the President of the Interview Committee.

(4) Whenever the strength of the Members of the Commission including the Chairman is reduced to less than half the total approved strength for any reason whatsoever, including non appointment of the Members or the members proceeding on a long leave for a period more than two months or due to the suspension of the Members or for any other reason and if the Commission thinks that the work of conducting interviews is likely to suffer, the Commission may authorize Chairman to constitute special interview committees under the chairmanship of the retired Chairpersons/Members of the Commission from the panel constituted and maintained as provided under Rule 4(7 B) :

Provided that the President of such a special interview committee shall hand over immediately at the end of the interview the list of the candidates considered suitable by such a committee to the Secretary in a sealed envelope and shall not retain or maintain any record whatsoever thereof with himself/herself. Further processing of the result of interviews conducted by such a special interview committee shall be done by the Secretary and shall be finalized as provided for hereinafter The President of such a committee shall not be involved or associated with any other process of selection excepting conducting of the interview and handing over of the list of suitable candidates to the Commission as provided herein above :

Provided further that, selection of the member and the kind of interviews to be entrusted to such a Committee constituted under the chairmanship of the non sitting Members shall be done by the Chairman.

(5) The Interview Committee may be assisted by a Representative of the Government and/ or Expert Adviser, if any invited on that occasion. The representative of the Government and / or adviser **shall** at the conclusion of the interview, hand over to the **President of the interview Committee**, a list of candidates considered suitable by him/them. This list shall be of a recommendatory nature and it shall not be binding on the Interview Committee to accept it. In case of direct recruitment, Interview Committee shall prepare the final list of candidates according to the order of merit taking into consideration the reservation for backward classes, if any.

(6) The President of the Interview Committee shall then, Communicate to the Secretary the decision of the Interview Committee, who shall then draw up the minutes of the Selection and submit them to the Members of the Interview Committee, for their approval.

(7) While preparing the final recommendation list for deciding the ranking of the candidates securing equal marks, the following criteria shall be made use of in a sequential manner one after the other :—

(i) Educational Qualification as on the last date of receipt of application in descending order as Ph.D., M.Phil, Post Graduation, Post Graduation by distance Education.

(ii) The date of acquiring higher qualification.

(iii) Preferential qualification if so mentioned in the advertisement / notification / Rules of Recruitment.

(iv) If the experience is desired for the post in question then the experience on the last day of receipt of application. .

(v) If a provision is made in the advertisement or notification or Rules of Recruitment then the backward classes candidates in ST, SC, DT (A) ,NT(B), SBC, NT(C) in that order.

(vi) Older in age.

(vii) Thereafter the ranking should be decided by the first letter of the surname as it appears alphabetically.

But in the case of the Police Sub Inspector Limited (Departmental) examination while preparing the final recommendation list for deciding the ranking of the candidates securing equal marks, the following criteria shall be made use of in a sequential manner one after the other :—

(a) Degree + Maximum to minimum experience in descending order

(b) 12th + Maximum to minimum experience in descending order

(c) 10th + Maximum to minimum experience in descending order

The Minutes of the selection so approved by the Interview Committee shall be intimated to the Government by way of recommendation of the suitable candidates against the informed vacancies after ratification by at least one half the Members of the Commission (who are functioning including the Chairman).

(8) (a) In case of recruitment by Competitive Examination wherever multiple cadre posts are involved, the reserve list shall not be maintained. The posts fallen vacant due to non- acceptance of the offer of appointment by the candidates recommended, shall be filled in through subsequent Competitive Examination. When only single cadre is involved for selection by competitive examination the reserve list shall be maintained for a period of one year from the date of declaration of result or up to the publication of subsequent advertisement for recruitment to the same post “whichever” is earlier.

(b) In case of direct recruitment, the reserve list shall be maintained to the extent of **50%** of the posts advertised and shall lapse on the expiry of one year from the date of declaration of the result or on the publication of subsequent advertisement for recruitment to the concerned post, whichever is earlier.

11. *Answer books of the candidates—handling, custody, verification.*—(1) Answer books of all the examinations conducted by the Commission shall be received at the office of the Commission. as specified by the Secretary or the Controller of Examination.

(2) For conventional examination, the candidates shall have the right to apply to the Commission for verification of their answer books. The action of verification shall be limited to :—

- (a) ascertaining that every answer is assessed ;
- (b) totalling of all the marks.

Thus there shall be no revaluation of answer books whatsoever :

Provided further that the applicant/candidate shall be required to submit his application within a stipulated period of time and with the prescribed fees as laid down either in the Notification or in the Scheme of the examination as the case may be.

(3) Verification of the answer sheets shall not be permissible in case of Preliminary Examination and Screening Examination.

12. *Method of Moderation.*—To ensure fair and equitable assessment of the Answer Books, the Commission may resort to moderation of the evaluated answer books in respect of all the conventional examinations. The modalities in which moderation is to be done have been spelt out by the Commission in its Standing Orders. The Commission may suitably modify any one the above orders based on the experience gained by them.

13. *Irregularities committed by the Candidates.*—Any candidate who wilfully commits any irregularity as regards the selection procedure shall face Administrative Action or Punitive Action as may be imposed by the Commission. The Commission may to the extent possible by a separate standing order spell out the irregularities and the likely actions that may follow as a consequence. Provided further that either the Secretary or the Controller of Examination may issue a Show Cause Notice to the concerned candidates before taking action as above.

14. *Appointments by Promotion, Disciplinary Action, Recruitment Rules and Inter-service transfers.*—(1) The Chairman may appoint a standing Committee of one or more Members for one or more Departments from time to time. This Committee shall consider proposals received from the Government as regards selection by Promotion, Departmental Inquiries, Recruitment Rules and Inter-service transfers.

(2) The decision of such a Committee shall be circulated by the Secretary to all the other Members of the Commission for concurrence. In case of any disagreement either within the Committee or with any other Member of the Commission, the subject matter can be decided by the Commission either by circulation or in the Commission meeting.

15. *Meeting of the Commission.*—(1) *Quorum.*—Half the number of Members appointed shall be the quorum for a meeting of the Commission.

(2) Every subject in a meeting of the Commission shall be approved by majority of votes of the Members present. In case of an equal division of vote the Chairman shall have second or casting vote.

(3) The meeting of the Commission shall be held at least once in every two months.

(4) If the Meeting of the Commission cannot be held for want of quorum at the appointed time, the Chairman may adjourn the Meeting for half an hour and thereafter the Meeting shall be held at the same place, wherein the question of quorum will not apply. The Chairman may also adjourn the meeting for want of quorum to further date, when the adjourned meeting could be so convened.

(5) If the Chairman is unable to be present at a meeting the senior most Member present shall preside over the meeting and he shall have all the powers of the Chairman in that meeting.

(6) All decisions of the Commission shall be recorded by the Secretary in accordance with the directions of the Commission. If any Member dissents with any decision, his opinion shall be so recorded in the minutes if desired by him.

(7) The Minutes of Meeting after the approval of the Chairman shall be circulated to all the Members within a reasonable time. It shall be the duty of the Secretary to ensure that all the Minutes of the Meeting of the Commission are invariably preserved as a permanent record. Further at the end of every financial year all the minutes of Meetings in that year shall be bound together and preserved as a permanent record.

(8) If the Chairman is away from the headquarter or has not attended the office for any other reason then the senior most Member present in the office may deal with any urgent matter appearing before him. Such an action shall thereafter be reported to the Chairman and the other Members for information.

(9) When a decision of the Commission is not unanimous neither the fact nor the remarks shall be communicated by the Commission to any other authority.

16. *Power of the Commission to correct the mistake.*—The Commission may correct any clerical, typographical, arithmetical or other mistake in the rank list, advice list or short list etc. or errors arising therein from any accidental slip or omission at any time, either on its own motion or on the application of any of the concerned.

Secretary shall keep a detailed record of such deliberation leading to correcting the mistake by the Commission. This record shall be maintained permanently.

17. *Commission's Decision.*—When the Commission is required to give advice or to submit proposals to any authority, the decision of the Commission shall be communicated in a letter signed by the Secretary or any other officer in the Office of the Commission authorised by the Chairman. In any case, when the decision is not unanimous, neither the fact of, nor the ground for dissent, shall be communicated to the authority.

18. *Matters not regulated.*—In dealing with the matters for which no provision is made in these Rules, the Commission may regulate the proceeding in such a manner as they deem fit.

19. *Right to Interpretation.*—Commission reserves to itself the right of interpreting these rules.

20. *Duties of Secretary.*—(1) All communication addressed to the Commission shall be addressed to the Secretary of the Commission.

(2) All communication sent on behalf of the Commission shall be signed by the Secretary of the Commission.

(3) The Secretary may also by an office order stipulate the Officers who could sign such a communication.

21. *Legal Proceedings :-* For the purpose of all legal proceedings the Commission may sue or be sued in the name of Secretary, Maharashtra Public Service Commission. The Writ Petition bearing the name of the Hon'ble Chairman or any Member of Maharashtra Public Service Commission as a respondent is liable to be rejected on the grounds of non maintainability.

22. *Repeal and Saving –* The corresponding rules of procedure 2005 as in force immediately before the commencement of these rules are hereby repealed in so far as they provide for any of the matters contained in these rules :

Provided that anything done or any action taken under the rules shall not be called in question in any proceedings in any court or otherwise before the Commission on the ground that the rules have been repealed.

RAJENDRA MANGRULKAR,

Secretary,

Date : 16th May 2014.

Maharashtra Public Service Commission, Mumbai.